

GOVERNING BOARD OF THE GLOBAL HEALTH EDCTP3 JOINT UNDERTAKING DECISION N° GB/05/2025

Approving the request from the EDCTP Association regarding information sharing with EDCTP Association JU Committee Members on the outcome of the evaluations

THE GOVERNING BOARD OF THE GLOBAL HEALTH EDCTP3 JOINT UNDERTAKING (hereafter “Global Health EDCTP3 JU”),

Having regard to Council Regulation (EU) No 2021/2085 of 19 November 2021 establishing the Joint Undertakings under Horizon Europe and repealing Regulations (EC) No 219/2007, (EU) No 557/2014, (EU) No 558/2014, (EU) No 559/2014, (EU) No 560/2014, (EU) No 561/2014 and (EU) No 642/2014 (hereafter “the founding regulation”), in particular articles 16 (1), (2), (3), and 107 thereof,

Having regard to the Rules of Procedure of the Governing Board¹ of the Global Health EDCTP3 JU, and in particular articles 9 and 10 thereof,

Having regard to the opinion of the Central Legal Support Service of the Common Implementation Centre of DG RTD, European Commission (the CLSS) on the matter of sharing information on evaluation outcomes with the JU Committee members of the EDCTP Association and the follow-up consultation provided to Global Health EDCTP3 JU (Ares(2025)1500609),

WHEREAS:

- (1) Based on the opinion of the CLSS, information following eligibility check of the applications and project information following grant agreement signature may be shared with the members of the JU Committee of the EDCTP Association. Information on successful proposals may also be shared in respect of the transparency obligations concerning the spending of EU funds. The specific elements of information to be shared are listed in the CLSS opinion.
- (2) Regarding information on proposals on the reserve list and unsuccessful proposals, this information may be shared, following Global Health EDCTP3 Governing Board decision, only if two cumulative conditions are met: (a) the existence of a legitimate need to access this information, properly explained and justified when requesting it, and (b) the access to this information is to be granted only in the presence of safeguards that ensure the confidentiality after the transmission of the information through enforceable means (for example through a signature of a non-disclosure agreement). Finally, the requested data about reserve listed and unsuccessful proposals may only be shared with the representative(s) of the States where the legal entities concerned are established, based on article 36(2) of Council Regulation 2021/2085.
- (3) On 21 January 2025, the EDCTP Association sent a request (Ares(2025)1500053 and in Annex to this Decision) to Global Health EDCTP3 regarding access to information on the outcome of

¹ Governing Board decision GB/02/2022.

the evaluations of the applications submitted to each call, in addition to the project details after grant agreement signature.

- (4) In this request, the EDCTP Association presents the reasons why there is a legitimate need for the members of the EDCTP Association JU Committee to also take knowledge of the information on reserve lists and unsuccessful proposals, following the approval of the call results by the Global Health EDCTP3 JU Governing Board; the arguments invoked relate to the role of the EDCTP Association JU Committee in the decision-making on the overall implementation of the Global Health EDCTP3 Programme, based on the EDCTP Association's statutes as well as to the need for the preparation of the additional activities plan by the constituent entities of the EDCTP Association as per article 104 of the founding regulation,

HAS DECIDED AS FOLLOWS:

Article 1

The request from the EDCTP Association of 21 January 2025 regarding information sharing with the EDCTP Association JU Committee Members is hereby approved.

Article 2

The information on the reserve list and unsuccessful proposals (number; acronym; title; duration; role; country; legal name; PIC; legal type; total cost; requested JU contribution) may be shared with the members of the JU Committee of the EDCTP Association only following the signature of non-disclosure agreements by the EDCTP Association JU committee members. Information can only be shared with the representative(s) of the States where the legal entities concerned are established.

Article 3

This decision shall enter into force on the day of its adoption.

Done at Brussels, 27 March 2025.

For the Global Health EDCTP3 Joint Undertaking Governing Board

Henning Gädeke
Chairperson of the Governing Board

Annex:

1. Request from the EDCTP Association regarding information sharing with EDCTP Association JU Committee Members sent to Global Health EDCTP3 JU on 21 January 2025.